

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ABBVIE INC.,)
)
)
Plaintiff,)
)
v.) C.A. No. 23-1332 (MN)
) (Consolidated)
HETERO USA, INC.,)
HETERO LABS LIMITED,)
HETERO LABS LIMITED UNIT-V,)
AUROBINDO PHARMA USA, INC.,)
AUROBINDO PHARMA LTD., and SUN)
PHARMACEUTICAL INDUSTRIES, LTD.,)
)
Defendants.)
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ABBVIE INC.,)
)
)
Plaintiff,)
)
v.) C.A. No. 25-422 (MN)
)
AUROBINDO PHARMA USA, INC. and)
AUROBINDO PHARMA LTD.,)
)
Defendants.)

STIPULATION AND ORDER FOR CONSOLIDATION

WHEREAS, currently pending before the Court is Plaintiff AbbVie Inc.’s consolidated action, captioned as C.A. No. 23-1332 (MN) (consolidated) (the “Consolidated Action”), against the following defendants: Hetero USA, Inc., Hetero Labs Limited, Hetero Labs Limited Unit-V, Aurobindo Pharma USA, Inc., Aurobindo Pharma Ltd., and Sun Pharmaceutical Industries, Ltd.;

WHEREAS, Plaintiff filed an action against Aurobindo Pharma USA, Inc. and Aurobindo Pharma Ltd.) (“Aurobindo”) for infringement of U.S. Patent No. RE47,221, captioned as C.A. No. 25-422 (MN) (“New Case”) on April 4, 2025, that is related to the Consolidated Action;

WHEREAS, Plaintiffs and Aurobindo have agreed to adopt the Scheduling Order (D.I. 57) as well as any subsequent Stipulations (D.I. 114, 208), and the Protective Order (D.I. 85) entered in the Consolidated Action;

WHEREAS, all Defendants in the Consolidated Action consent to this stipulation;

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that:

- 1) The New Case shall be consolidated with the Consolidated Action for all purposes, including trial, and all papers shall be filed in C.A. No. 23-1332 (MN) (consolidated);
- 2) Plaintiffs and Aurobindo agree to adopt the schedule and Protective Order entered in the Consolidated Action.

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May 23, 2025

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Attorneys for Defendant Sun Pharmaceutical Industries Ltd.

Maryellen Noreika
The Honorable Maryellen Noreika
United States District Judge